IN THE UNITED STATES PATENT AND TRADEMARK OFFICE UTILITY PATENT APPLICATION TRANSMITTAL

(For new non-provisional applications under 37 CFR § 1.53(b))

Atty. Dkt. No: 5760-12600] §	2221
Inventor(s): Paul L. Popelka Manish M. Agarwal	SO S	CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F. § 3.1 O "Express Mail" mailing label number: EV 318246872 US DATE OF DEPOSIT: http 22, 2003 Thereby certify that this paper of re is beling deposited with the United States Found Service: "Express Mail Post Office to Addresses" service under 37 C.F. § 3.1 On of the die indicated
Title: Network File System Record Lock Recovery in a Highly Available Environment	9 89 89 89 89	above and is addressed to. Commissioner for Patents M/S Patent Application P.O. Box 1459 Alexandrig, VA 23/3-1450 Attached Marmyyy Heather Niemeyer

Application Elements

1. Filing Fee

The filing fee is calculated as shown below.

Total Claims	37	-20=	17	x \$18.00=	\$306.00
Independent	1		 	7.0.00	4500.00
Claims	5	-3 =	2	x \$84.00=	\$168.00
Multiple Dependent Claims				Fee:	\$0.00
Basic Fee:					\$750.00
Assignment Fee				\$40.00	
Sub-Total:				\$1,264.00	
Reduction by 50% for Small Entity:			\$0.00		
				Total:	\$1,264.00

Fee Authorizations for fees are enclosed.

The Commissioner is hereby authorized to charge any other fees which may be required or credit any overpayment to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C., Deposit Account No. 501505/5760-12600/LJM.

One duplicate copy of this form is enclosed.

- 2. Specification
 - 24 page(s) of specification; 8 page(s) of claims, 1 page(s) of abstract
- 3. Drawings

Informal Figure(s) 1-10 on 10 sheet(s)

- 4. Oath or Declaration
- ☑ Newly executed☐ Copy from a prior application (see 37 C.F.R. § 1.63(d))
 - Deletion of Inventor(s) (in continuation or divisional applications): Delete the following inventor(s) named in the prior non-provisional application:
 - The inventor(s) to be deleted are set forth on a signed sheet attached hereto.

The entire disclosure of the prior application referred accompanying application and is hereby incorporate.		
6. Microfiche Computer Program (Appendix)	ned by reference herein.	
 Nucleotide and/or Amino Acid Sequence Submission 	ı (if applicable, all necessary)	
Computer Readable copy		
Paper Copy (identical to computer copy) Statement verifying identity of above copies		
Statement verifying identity or above copies Assignment Papers		
9. Power of Attorney		
☐ Is attached.	•	
The power of attorney appears in the original p	papers of the prior application.	
Since the power does not appear in the original	I papers, a copy of the power in the prior	
application is enclosed.		
10. Information Disclosure Statement (IDS)		
Copies of IDS Citations 11. Amendments		
A preliminary amendment is enclosed.		
Cancel in this application claim(s) before	calculating the filing fee. At least one	
independent claim is retained for filing purposes.	reactioning the fining tee. The least one	
Amend the specification by inserting before the	ne first line the sentence:	
12. Return Receipt Postcard		
13. Small Entity Status		
A small entity statement is enclosed.		
A small entity statement was filed in the prior	non-provisional application and such status is	
still proper and desired.		
☐ Is no longer claimed. 14. ☐ Priority of foreign application number, file	led on in is claimed und	
35 U.S.C. §§ 119(a)-(d)	ied on — is cranned und	CI
15. Petition under 37 C.F.R. § 136 for Extension of Tim	ne	
16. Other: Request and Certification under 122(b)(2)(B)		
	<u>'</u>	
Address all future correspondence to:		
Lawrence J. Merkel		
Customer Meyertons, Hood, Kivlin, Kowert & Goetz	el, P.C.	
No. 35690 P.O. Box 398		
Austin, Texas 78767 Phone: (512) 853-8800 Fax: (512) 853-880	. 1	
Friolie: (312) 833-8800 Fax: (312) 833-880		
\mathcal{L}_{2}	/// //	
Signature		
	nce J. Merkel	
Registration No. 41,191/	(
Date July 25, 2003		
/	* .	

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PTO/SB/35 (11,00) Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, a on of information unless it displays a valid OMB control number

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. §1.10

"Express Mail" mailing label number: EV 318246872 US DATE OF DEPOSIT: July 25, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to: Commissioner for Patents

M/S Patent Application P.O. Box 1450 lexandria, VA 323/3-1450

REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

Atty Docket Number: 5760-12600 First Named Inventor: Paul L. Popelka Network File System Record Lock Recovery in a Title:

Highly Available Environment

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b)

July 25, 2003

Date

Lawrence J. Merkel

41.191

Typed or printed name

Reg. No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confide atially is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to comp this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND PEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PATENT (5760-12600/VRTS 0289)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application No.: Unknown Filed: Herewith

Inventor(s):

Paul L. Popelka Manish M. Agarwal

Title: Network File System

Record Lock Recovery in a Highly Available

Environment

Examiner: Unknown
Group/Art Unit: Unknown
Atty. Dkt. No: 5760-12600

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. §1.10

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M/S Patent Application P.O. Box 1450 Alexandria/VA 22813-1450 Muthur Lemeye

FEE AUTHORIZATION

Commissioner for Patents M/S Patent Application P.O. Box 1450 Alexandria, VA 22313-1450

The Commissioner is hereby authorized to charge the following fee to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 501505/5760-12600/LJM:

Fee: Filing Fee Amount: \$750.00 Fee: Excess Claims Amount: \$474.00

Attorney Docket No.: <u>5760-12600</u> Attorney Docket No.: <u>5760-12600</u>

Respectfully-submitted.

Lawrence J. Merkel Reg. No. 41,191

Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C.

P.O. Box 398

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Date: July 25, 2003